



THE ERIE COUNTY LEGISLATURE

Session No. 5

March 1, 2007

Lynn M. Marinelli
Chairperson

Maria R. Whyte
Majority Leader

John J. Mills
Minority Leader

Robert M. Graber
Clerk of the Legislature

ROLL CALL

INVOCATION – Ms. Locklear

PLEDGE OF ALLEGIANCE – Ms. Iannello

TABLED ITEMS

ITEMS FOR RECONSIDERATION FROM PREVIOUS MEETING

MINUTES OF PREVIOUS MEETING

PUBLIC HEARING

MISCELLANEOUS RESOLUTIONS

MILLS	Congratulating Kyle Druding on Achieving the Rank of Eagle Scout
MILLS	Congratulating Robert Volo on Achieving the Rank of Eagle Scout
REYNOLDS	Honoring Angola Natice Patrick Kaleta for Playing in his First NHL Game with the Buffalo Sabres
WEINSTEIN	Honoring the Life and Work of Melissa Reed Chudy and her Efforts on Behalf of Amherst's Youth
KONST	Honoring NYSEG for Receiving the "Emergency Recovery Award"
MILLS	Honoring Mary Kwiatek Upon Being Named Springville Area Chamber of Commerce Citizen of the Year
MILLS	Honoring Springville Hardware Upon Being Named Springville Area Chamber of Commerce Business of the Year
MILLS	Honoring Springville Rotary Club Upon Being Named Springville Area Chamber of Commerce Service Organization of the Year
MARINELLI	Honoring Assistant Erie County Attorney Brian White for His Exemplary Service to the Citizens of Erie County
WHYTE	Honoring Joseph Elias Joseph Upon Retiring After Years of Faithful and Dedicated Service to the Erie County Sheriff Dept.
GRANT	Recognizing William A. Miles Retiring After 43 Years of Dedicated Service to the Buffalo Public Library Service

LOCAL LAWS

REFERENCE

LL INT 4-1 6/12/2006	KONST, IANNELLO & LOCKLEAR	A Charter Law to Reforming County Government by Limiting the Terms of Office of Elected County Legislators	Government Affairs
LL INT 5-1 6/16/2006	KONST, IANNELLO & LOCKLEAR	A Charter Law to Reforming County Government by Limiting the Terms of Office of Elected County Executive	Government Affairs
LL INT 6-1 7/19/2006	LOCKLEAR, KONST, RANZENHOFER, MILLS & WEINSTEIN	A LL Amending Article III of the EC Charter to Redefine the Positions of County Executive and Deputy County Executive in the Spirit of Charter Revision Commission Recommendations	Government Affairs
LL INT 8-1 9/11/2006	RANZENHOFER, WEINSTEIN, MILLS	A LL Requiring Businesses to Verify that their Employees are Legally Eligible to be Employed in the USA & EC	Economic Development
LL INT. 1-1 1/16/2007	MILLS, RANZENHOFER & WEINSTEIN	A LL Requiring Elected Officials to Resign From Office Upon Being Convicted of a Misdemeanor or Felony	Personnel
LL INT. 2-1 2/20/2007	KENNEDY, WHYTE, REYNOLDS, IANNELLO, KONST, MARINELLI, LOUGHRAN, KOZUB, MAZUR & GRANT	A LL Providing for the Lease of New School 84 to the Buffalo Board of Education	Economic Development

COMMITTEE REPORTS

REPORT NO. 3	HEALTH COMMITTEE
REPORT NO. 3	PERSONNEL COMMITTEE
REPORT NO. 3	HUMAN SERVICES COMMITTEE
REPORT NO. 2	COMMUNITY ENRICHMENT COMMITTEE
REPORT NO. 4	ECONOMIC DEVELOPMENT COMMITTEE
REPORT NO. 3	FINANCE & MANAGEMENT COMMITTEE
REPORT NO. 4	ENERGY & ENVIRONMENT COMMITTEE
REPORT NO. 3	PUBLIC SAFETY COMMITTEE
REPORT NO. 3	GOVERNMENT COMMITTEE

LEGISLATOR RESOLUTIONS:

REFERENCE

INTRO 5-1	MILLS	Supporting a Change in the Erie County Tax Act
INTRO 5-2	MARINELLI, WHYTE & MILLS	Reappointment to the Erie County Soil and Water Conservation District
INTRO 5-3	KONST & KOZUB	Increase Reimbursement Rate for Housing State Ready Prisoners
INTRO 5-4	KONST	End the Practice of "File and Use" To Increase Rates for Health Insurance Providers
INTRO 5-5	KONST & RANZENHOFER	Endorsing Resolution for Transportation Bond Act Projects for Akron Airport
INTRO 5-6	KONST & RANZENHOFER	Endorsing Resolution for Transportation Bond Act Projects for Akron Airport (2)
INTRO 5-7	WHYTE	Sale of Tax Liens vs. Landbanking as an Economic Development Strategy

COMMUNICATIONS DISCHARGED FROM COMMITTEE:

SUSPENSION OF THE RULES:

<u>COMMUNICATIONS FROM ELECTED OFFICIALS:</u>			<u>REFERENCE</u>
COMM. 5E-1	SHERIFF	IMPACT Enhancement - Field Intelligence Officer	Public Safety
COMM. 5E-2	LOCKLEAR	2005 NYS Medicaid Cap Legislation: Sales Tax Intercept Option	Health
COMM. 5E-3	SHERIFF	City of Buffalo Cell Block Agreement	Public Safety
COMM. 5E-4	SHERIFF	Response to Comptroller's Audit and Review of Operations of the Erie County Holding Center	Public Safety
COMM. 5E-5	KENNEDY	Local Law 3-2006	Economic Development
COMM. 5E-6	MARINELLI	Annual Report of the Erie County Legislature	R&F
COMM. 5E-7	MARINELLI	2007 Erie County Legislature Major Agenda Items	R&F
COMM. 5E-8	COUNTY EXECUTIVE	Convention Center and Visitors Bureau - 2006 Funding	Community Enrichment
COMM. 5E-9	COUNTY EXECUTIVE	ECSD No. 2 - Contract No. 60EV, Utica Trunk - CMH Construction, Inc. - Contract Close-Out	Energy & Environment
COMM. 5E-10	COUNTY EXECUTIVE	ECSD No. 1 - Contract No. 17 - Milherst Construction, Inc. - Contract Close-Out	Energy & Environment
COMM. 5E-11	COUNTY EXECUTIVE	Appointment to ECSD No. 2 Board of Managers	Energy & Environment
COMM. 5E-12	COUNTY EXECUTIVE	Appointment to ECSD No. 3 Board of Managers	Energy & Environment
COMM. 5E-13	COUNTY EXECUTIVE	Appointment to ECSD No. 5 Board of Managers	Energy & Environment
COMM. 5E-14	COUNTY EXECUTIVE	Buffalo/Niagara Convention Center - 2007 Capital Projects - Architect/Engineer Agreement Amendment	Economic Development
COMM. 5E-15	COUNTY EXECUTIVE	Botanical Gardens - Construction Contingency and Consultant Contract Fee Increase	Economic Development
COMM. 5E-16	COUNTY EXECUTIVE	Senior Services - Authorization to Amend the CSE Grant Budget	Human Services
COMM. 5E-17	COUNTY EXECUTIVE	Social Services - Renewal of Lease at 478 Main Street	Human Services
COMM. 5E-18	COUNTY EXECUTIVE	Health - Public Health Laboratories - Laboratory Response Network Grant- Personnel Adjustment	Personnel

COMM. 5E-19	MILLS	Correspondence from the Army Corp of Engineers and the NYS DOT	Energy & Environment
COMM. 5E-20	DEMOCRATIC CAUCUS	Appointment of Barbara Miller-Williams to Fill Vacancy in the 3rd Legislative District	
COMM. 5E-21	COUNTY EXECUTIVE	Lease of Space for the Chambers of Hon. Eugene F. Pigott, Jr. Associate Judge, NYS Court of Appeals	Government Affairs

COMMUNICATIONS FROM THE DEPARTMENTS:

REFERENCE

COMM. 5D-1	BUFFALO & ERIE COUNTY PUBLIC LIBRARY	Proposed Agenda for 2/15/2007 Board of Trustees Meeting	R&F
COMM. 5D-2	COUNTY ATTORNEY	Legal Opinion of Local Law Intro. No. 1-2007	Personnel
COMM. 5D-3	COUNTY ATTORNEY	Transmittal of New Claims Against Erie County	Government Affairs
COMM. 5D-4	ENVIRONMENT & PLANNING	SEQR - Negative Declaration - Notice of Determination of Non-Significance	R&F
COMM. 5D-5	BUDGET, MANAGEMENT & FINANCE	Comparison to the Nine Largest Counties in NYS	Finance & Management
COMM. 5D-6	PUBLIC WORKS	ECFSA Grant for Master Plan for Space Consolidation & Relocation - RFQ Process	Economic Development
COMM. 5D-7	BUDGET, MANAGEMENT & FINANCE	Response to Comm. 5M-11	Finance & Management

COMMUNICATIONS FROM THE PEOPLE AND OTHER AGENCIES:

REFERENCE

COMM. 5M-1	AID TO INDIGENT PRISONERS SOCIETY INC. - ASSIGNED COUNSEL PROGRAM	Quarterly Report of the Assigned Counsel Program for the 4th Quarter of 2006	R&F
COMM. 5M-2	FULTON COUNTY LEGISLATURE	Resolution Urging the United States Congress to Enact the "Medicaid County Protection Act of 2007"	R&F
COMM. 5M-3	ERIE COUNTY SOIL & WATER CONSERVATION DISTRICT	Appointments to the ECS&WCD Board of Directors	R&F
COMM. 5M-4	TOWN OF SARDINIA	Copy of Letter to Loughran Re: Erie County Forest	Energy & Environment

COMM. 5M-5	BUFFALO COMMON COUNCIL	Copy of Certified Resolutions: "Completing the Formation of a Parks Advisory Board" and "Opposition to Olmsted Conservancy Imposing Fees Upon Youth Sports Organization"	Energy & Environment
COMM. 5M-6	TOWN OF COLDEN	Support for an Ice Skating/Roller Skating Rink Located in Erie County's Sprague Brook Park	Energy & Environment
COMM. 5M-7	NYS SUPREME COURT	Notice That CSEA Local 1000 & AFSCME, AFL-CIO Made Claim Against Erie County	Personnel
COMM. 5M-8	ECC	Notice of Meeting of Board of Trustees Held 2/28/07	R&F
COMM. 5M-9	CHARTER WORKING GROUP	Erie County Charter	
COMM. 5M-10	ECDC	Endorsement of Barbara Miller-Williams to Fill Vacancy in the 3rd Legislative District	RFP
COMM. 5M-11	ASSN. OF ERIE COUNTY GOVERNMENTS	Certified Resolution Re: Erie County Tax Liens	Finance & Management

MEMORIAL RESOLUTIONS:

ADJOURNMENT: